

LAW OFFICES OF PANOS LAGOS
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Attorney for Plaintiff,
 OSCAR JULIUS GRANT, JR.

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA

OSCAR JULIUS GRANT, JR.,

Plaintiff,

BAY AREA RAPID TRANSIT DISTRICT
 (BART); GARY GEE, in his official capacity
 as CHIEF OF POLICE for BART;
 JOHANNES MEHSERLE, individually and
 in his official capacity as a police officer for
 BART; ANTHONY PIRONE, individually
 and in his official capacity as a police officer
 for BART; MARYSOL DOMENICI,
 individually and in her official capacity as a
 police officer for BART; and DOES 1-50,
 inclusive,

Defendants.

Case No.: C09-04014 MHP

REQUEST BY LEAD COUNSEL FOR
 PLAINTIFF OSCAR JULIUS GRANT, JR.,
 PURSUANT TO LOCAL RULE 16.10(b)
 TO BE EXCUSED FROM INITIAL CASE
 MANAGEMENT CONFERENCE;
 STIPULATION; PROPOSED ORDER

Date: October 19, 2009
 Time: 4:00 p.m.

Location: Courtroom 15, 18th Floor

Judge: The Honorable Marilyn Hall Patei

Local Rules 16.10(b) requires that lead counsel attend the initial Case Management Conference "unless excused by the Judge". Lead counsel for Plaintiff Oscar Julius Grant, Jr., will be unable to attend the initial Case Management Conference as he has an already-booked vacation which takes him out of the State from October 18 through October 25, 2009.

Rather than requesting re-scheduling of the Case Management Conference (also set in the related case of Johnson, et al. v. Bay Area Rapid Transit District (BART), et al., Case No. C 09-00901 (0991) due to Mr. Lagos' unavailability, it is respectfully requested that he be excused from attendance and that John Burris, Esq., lead counsel for Plaintiffs Wanda Johnson, et al., in said

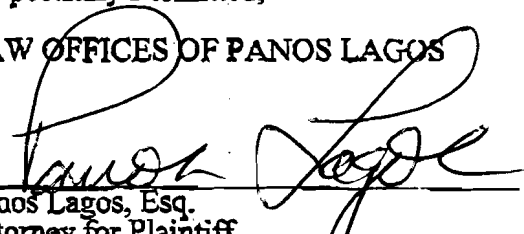
REQUEST FOR LEAD COUNSEL TO BE EXCUSED FROM
 INITIAL CASE MANAGEMENT CONFERENCE

related case (Johnson, et al. v. Bay Area Rapid Transit District (BART), et al., Case No. C 09-00901), be permitted to appear specially at the initial Case Management Conference on behalf of Plaintiff Oscar Julius Grant, Jr.

Dated: September 28, 2009

Respectfully submitted,

LAW OFFICES OF PANOS LAGOS

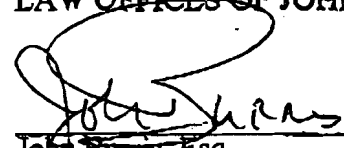

Panos Lagos, Esq.
Attorney for Plaintiff,
OSCAR JULIUS GRANT, JR.

STIPULATION:

I, John Burris, hereby agree and stipulate to appear specially for Panos Lagos at the initial Case Management Conference set for October 19, 2009 at 4:00 p.m. in the Honorable Marilyn Hall Patel's Courtroom (Courtroom 15).

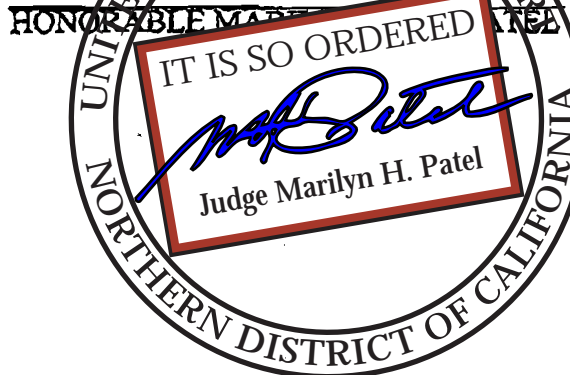
Dated: September 25, 2009

LAW OFFICES OF JOHN BURRIS


John Burris, Esq.
Attorney for Plaintiffs,
WANDA JOHNSON, et al.

IT IS SO ORDERED.

Dated: 9/30/2009



REQUEST FOR LEAD COUNSEL TO BE EXCUSED FROM
INITIAL CASE MANAGEMENT CONFERENCE